

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION No. 172 OF 2007

Narayan G. Umbergonde . . . Applicant

Vs.

The State of Maharashtra . . . Respondent

Mr. R. D. Suryavanshi, Advocate for the applicant.

Ms. Y.S. Shinde, APP for the State.

CORAM : J.H. BHATIA, J.

DATE : FEBRUARY 9, 2007.

P.C.

. Heard Mr. R. D. Suryavanshi, the learned counsel for the applicant and Mr. Y. S. Shinde, the learned APP for the State. Perused the police papers. The applicant seeks anticipatory bail in Crime No. 176 of 2007 at Murbad Police Station, for the offences punishable under S. 324, 307 etc. read with S. 149 of Indian Penal Code. It may be noted that earlier his application for anticipatory bail was rejected by the Sessions Court and then he had filed Application No. 4439 of 2006 before this Court for anticipatory bail. That application was withdrawn on 21-12-2006, apparently because the Court was not inclined to grant anticipatory bail. In spite of that the applicant did not surrender before the police and now he has come before this Court second time for anticipatory bail, on the ground that another accused Balkrushna Janu Raut has been

granted anticipatory bail by this Court, by order dated 10th January 2007. I have perused the order, granting anticipatory bail to Balkrishna Raut. The circumstances about him are totally different. As far as present applicant is concerned, he is alleged to have assaulted Ulhas Anant Gharat with a sword and caused injury to him. The Judicial Discipline requires that his second application for anticipatory bail should not be considered.

Hence, the application stands rejected.

[J. H. BHATIA, J.]